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BAV AUTO, L.L.C. a/k/a Costa's  
Auto Gallery

By: STEVEN D. PERTUZ, Esquire  
SDP-5632

_____	:	UNITED STATES BANKRUPTCY COURT
In the Matter of:	:	FOR THE DISTRICT OF NEW JERSEY
	:	NEWARK VICINAGE
BAV AUTO, L.L.C.	:	
a/k/a COSTA'S AUTO GALLERY,	:	Case No. 22-17933 (JKS)
	:	Chapter 11, Subchapter V
Debtor-in-Possession.	:	
_____	:	

**NOTICE OF MOTION TO APPROVE THE SALE OF THE DEBTOR'S INTEREST IN ITS VEHICLE INVENTORY TO GIORDANO AUTO SALES, INC., FREE AND CLEAR OF EXISTING LIENS, CLAIMS AND ENCUMBRANCES WHICH LIENS SHALL ATTACH TO THE PROCEEDS OF SALE PURSUANT TO 11 U.S.C. §363(b) AND (f), FED. R. BANKR. P. 4001(d) AND 6004; (II) PAYMENT OF PROFESSIONAL FEES AND CUSTOMARY COSTS FROM THE SALE PROCEEDS; (III) WAIVING THE FOURTEEN-DAY STAY; AND (IV) GRANTING OTHER AND RELATED RELIEF**

The Law Offices of Steven D. Pertuz, LLC, Counsel to the Debtor, BAV AUTO, L.L.C. aka Costa's Auto Gallery, has filed papers with the Court to obtain an Order authorizing the sale of the Debtor's interest in its vehicle inventory to Giordano Auto Sales, Inc., free and clear of existing liens, claims, and encumbrances, which liens shall attached to the proceeds of sale, pursuant to 11 U.S.C. §363(b) and (f), Federal Rule of Bankruptcy Procedure 4001(d) and 6004 and related relief. **Your rights may be affected.** You should read these papers carefully and discuss them with your lawyer, if you have one on this case. (If you do not have a lawyer, you may wish to consult one.)

If you do not want the Court to enter the requested order, or if you want the Court to consider your views on the motion, then within seven (7) days prior to the scheduled hearing or upon further order of the Court on any application to shorten time, you or your lawyer must:

File with the Court a written response or answer explaining your position, and mail a copy to:

Law Offices of Steven D. Pertuz, LLC  
111 Northfield Avenue, Suite 304  
West Orange, NJ 07052

**and**

US Bankruptcy Court  
Office of the Clerk  
50 Walnut Street, 3<sup>rd</sup> Floor  
Newark, NJ 07102

If you mail your response to the Court for filing, you must mail it early enough so the Court will receive it by the date stated above.

**HEARING SCHEDULED TO BE HELD BEFORE:**

**Honorable: John K. Sherwood, U.S.B.J.**

**Date: TBD Time: TBD**

**Place: 50 Walnut Street, 3<sup>rd</sup> Floor  
Newark, NJ 07102**

Pursuant to D.N.J. LBR 4001-1 et seq., appearances are not required by the Court in uncontested Chapter 13 matters. In Chapter 7 matters the **movant waives oral argument** and the court may not hold a hearing unless opposition papers are timely filed. Pursuant to D.N.J. LBR 9013-1(d) et seq., if you wish to contest the within motion, you must file with the Office of the Clerk of the Bankruptcy Court, responding papers stating with particularity the basis of your opposition to the within Motion within the time proscribed by the Court or in any Order Shortening Time. A copy of the proposed Order which is sought is enclosed with this Motion.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the motion and may enter an order granting the relief requested.

Statement of Non-Necessity of Brief: The movant certifies pursuant to D.N.J. LBR 9013-2 that the within motion involves common questions of law and fact and does not involve complex or novel issues such as to require the submission of a legal brief.

Dated: January 29, 2023

Law Offices of Steven D. Pertuz, LLC  
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Attorneys for BAV AUTO, L.L.C.  
Aka Costa's Auto Gallery

By: /s/ Steven D. Pertuz, Esq.  
Steven D. Pertuz, Esq.